

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
MONDAY, MAY 6, 1991  
AT 2:00 P.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Chairperson Wolfsheimer at 2:11 p.m. Mayor O'Connor adjourned the meeting at 5:00 p.m. to meet in Closed Session in the 12th floor conference room on meet and confer matters.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Pratt-present
- (5) Council Member Behr-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour (so)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-not present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Pratt-present
- (5) Council Member Behr-present

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- (6) Council Member Henderson-present
- (7) Council Member McCarty-not present
- (8) Council Member Filner-not present

ITEM-10: INVOCATION

Invocation was given by Pastor Paul Hetrick from First Church of the Nazarene.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Hartley.

FILE LOCATION: MINUTES

ITEM-30: (R-91-1841) ADOPTED AS RESOLUTION R-277868

Proclaiming May 9, 1991 to be "Women Firefighters Recognition Day" in San Diego, in honor of the women across the country and around the world who have chosen to join the ranks of the Fire Services.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A159-204.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-31: APPROVED

Approval of Council Minutes for the Meetings of:

3/18/91  
3/19/91  
3/21/91 Special  
4/08/91  
4/09/91  
4/11/91 Special  
4/12/91 Special

FILE LOCATION: MINUTES

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COUNCIL ACTION: (Tape location: A033-035.)

MOTION BY HARTLEY TO APPROVE. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-not present, Filner-not present, Mayor O'Connor-not present.

\* ITEM-100: (R-91-1330) ADOPTED AS RESOLUTION R-277869

Awarding a contract to Televideo San Diego for a 60-month lease of audio-visual equipment, as may be required for a first year total cost of \$66,589; the City is to assume the title to equipment at the end of 60 month period; authorizing the expenditure of an amount not to exceed \$66,589 from Department Nos. 110 and 10131, Fund Nos. 100 and 10131, Organization No. 322, Object Account No. 4685, and Job Order Nos. 111219 and 010131, for said project and related costs;

authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-P2053/91)

Aud. Cert. 9100814.

FILE LOCATION: CONT-PURCHASE - Televideo San Diego CONT  
FY91-1

COUNCIL ACTION: (Tape location: A217-234.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-101: (R-91-1554) ADOPTED AS RESOLUTION R-277870

Inviting bids for the Construction of City-Owned Street Lights Fiscal Year 1990 on Work Order No. 119546; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of an amount not to exceed \$145,709 from CIP-52-293.0, Annual Allocation - Installation of City-Owned Street Lights, Fund 30245, for providing funds for said project and related costs; authorizing the City Auditor and

Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in CIP-52-293.0. (BID-K2301/91)

(La Jolla and Otay Mesa-Nestor Community Areas.  
Districts-1 and 8.)

CITY MANAGER SUPPORTING INFORMATION: This Capital Improvements Program Project will install City-owned low pressure sodium street lights in underground utility areas that do not have sufficient street lighting to satisfy current minimum City lighting standards at locations in the Otay Mesa-Nestor area and in the La Jolla Farms area.

Aud. Cert. 9100610.

FILE LOCATION: W.O. 119546 CONT - Select Electric  
CONFY91-1

COUNCIL ACTION: (Tape location: A217-234.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Wolfsheimer.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-102: (R-91-1553) ADOPTED AS RESOLUTION R-277871

Inviting bids for Sidewalk and Curb Replacement on Various City Streets - FY 91 - (C-5); authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of not to exceed \$200,000 from the Gas Tax Fund (Fund 302191) for said project and related costs.  
(BID-K1985/91)

CITY MANAGER SUPPORTING INFORMATION: This action will provide for the contractual replacement of sidewalks and curbs throughout the City. There is currently a backlog for concrete work consisting of approximately 1,100 jobs; the oldest job is approximately 32 months old. These work requests are primarily generated by parkway tree removals performed by contract for the Park and Recreation Department. This contract will allow the Street Division to reduce this backlog. Depending on the bids that are received, it is projected that approximately 200 jobs can be accomplished by the contractor. This is the fifth in a series of like-sized contracts which have been entered into since August, 1989 in an effort to reduce the infrastructure

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maintenance backlog. A report on maintenance backlogs has been prepared and has been scheduled to be heard at the Public Facilities and Recreation Committee meeting of May 8, 1991.

Aud. Cert. 9100806.

FILE LOCATION: CONT - Schaefer Construction CONFY91-1

COUNCIL ACTION: (Tape location: A217-234.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Wolfsheimer.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-103: (R-91-1555) ADOPTED AS RESOLUTION R-277872

Inviting bids for Maintenance Surfacing Various City Streets - Group "A" - FY 91; authorizing the execution of a contract with the lowest responsible bidder; authorizing a total expenditure not to exceed \$5,127,568 for said project and related costs: \$4,977,568 from Gas Tax Fund 302191; \$60,000 from Water Utility Operating Fund No. 41500; and \$90,000 from Sewer Revenue Fund No. 41506. (BID-K2237/91)

(City-wide.)

CITY MANAGER SUPPORTING INFORMATION: The proposed contract is for the Annual Street Maintenance Program of Resurfacing Various City Streets. Under the program standards, asphalt streets should receive this resurfacing treatment every 21 years. Specific streets to be resurfaced are selected on the basis of an annual survey using the following criteria: age, oxidation, cracking, amount of patching, nature of use, and avoiding conflict with planned underground utility work. The following is a summary of the miles of streets by neighborhood: Downtown/Hillcrest/North Park/Normal Heights/Logan Heights - 16 miles; East San Diego/Southeast San Diego/Paradise Hills/Encanto - 16 miles; Mission Hills/Old Town/Point Loma/Ocean Beach - 8 miles; Mission Beach/Pacific Beach/La Jolla/Bay Park - 20 miles; Clairemont/Serra Mesa/Tierrasanta - 15 miles; Del Cerro/Allied Gardens/San Carlos - 5 miles; Mira Mesa/Del Mar Heights/Scripps Ranch - 9 miles; Penasquitos/Rancho Bernardo/San Pasqual - 8 miles; and South Bay/San Ysidro - 5 miles. For the first time the contract includes a requirement that the existing asphalt in the gutter area be lowered by grinding before resurfacing, to maintain curb heights and proper draining characteristics.

Approximately 16,000 tons of asphalt will be so removed and it will be recycled for use in later street maintenance activities. The Utilities Department contributes funds annually to this contract to pay for the raising of sewer manhole covers and gate valve covers to the new surface elevation.

Aud. Cert. 9100751.

WU-GS-91-173.

FILE LOCATION:           CONT - California Commercial Asphalt Corp.  
                             (CCAC)           CONFY91-1

COUNCIL ACTION:       (Tape location: A234-254.)

MOTION BY McCARTY TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-104:       (R-91-1813)       RETURNED TO CITY MANAGER

Declaring Wolfgang F. Hahn and Phillip P. Jordan to be in default of the terms and conditions of the agreement filed in the office of the City Clerk on September 15, 1986, as Document No. RR-266572, relating to the improvement of Mission Hillside Condominiums; declaring that the City Attorney shall cause notice of this declaration of default to be given to Wolfgang F. Hahn and Phillip P. Jordan and to Insurance Company of the West; authorizing the City Manager to complete the public work and improvements in accordance with the terms of the agreement.

(Mission Hills Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: On September 15, 1986, the City of San Diego entered into an agreement with Wolfgang F. Hahn and Phillip P. Jordan, for the construction of improvements for Mission Hillside Condominiums. The agreement expired on September 15, 1988, with the subdivision improvements being 99 percent complete. The work remaining consists of providing s-built drawings, as-graded soils report, and correcting deficiencies in the sewer main. For over two years no progress has been made toward completing this work. The Field Engineering Section has recommended that default action be initiated in order to assure completion of all the improvements covered in the agreement. In accordance with Section III of Council Policy

600-21, it is recommended that the subdivider be declared in default and that the City Attorney be directed to institute default proceedings.

FILE LOCATION:           --

COUNCIL ACTION:       (Tape location: A040-046.)

MOTION BY PRATT TO RETURN TO THE CITY MANAGER TO WORK OUT THE DEFAULT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-not present, Filner-not present, Mayor O'Connor-not present.

\* ITEM-105:       (R-91-1750)       ADOPTED AS RESOLUTION R-277844

Authorizing the sale by negotiation of a portion of Lot 73, El Cajon Valley Lands, Site 684, for the amount of \$19,000, to C.W. and June Carlee McGrath; authorizing the execution of a grant deed, granting all that portion of Lot 73, El Cajon Valley Lands, Site 684, to C.W. and June Carlee McGrath; declaring that no broker's commission shall be paid on said negotiated sale.

(County (Lakeside) Community Area.)

CITY MANAGER SUPPORTING INFORMATION: The C.W. McGrath Company runs a sand mining operation on property that surrounds the subject 1.78-acre, 50-foot-wide strip of Water Utilities land located in Lakeside. This strip was a former right-of-way for the San Diego Cuyamaca and Easterly Railroad, which was purchased for the San Vicente Pipeline. The pipeline follows the right-of-way southerly from the reservoir to a point north of this parcel, then cuts westerly leaving an unneeded strip. The McGraths are now in the process of developing a reclamation plan for their mining site which will be implemented upon termination of operations at the site. Although mining operations are not scheduled to conclude for 10 more years, the County is requiring a plan to restore the land at this time. Authorization to enter into negotiations for this exclusive sale was reviewed and approved by the PFR Committee on December 12, 1990, and by the City Council on February 11, 1991.

WU-PR-91-162.

FILE LOCATION:       DEED F-5597       DEED FY91-1



COUNCIL ACTION: (Tape location: A217-234.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Wolfsheimer.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-106: (R-91-1811) CONTINUED TO MAY 20, 1991

Vacating an excess portion of Hawthorn Street east of Jacot Lane, adjacent to Lots 12 and 13, Block 132 of Choate's Addition, Map-351; reserving and excepting the right, easement, and privilege of placing, constructing, repairing, replacing, maintaining, using, and operating public utilities of any kind or nature, including, but not limited to, sewer facilities and all necessary and proper fixtures and equipment through, over, under, upon, along, and across the easement; declaring that the easement reserved herein is in, under, over, upon, along, and across that portion of Hawthorn Street to be vacated.  
(Greater North Park Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The abutting property owners have requested the vacation of the northerly excess portion of Hawthorn Street east of Jacot Lane. The proposed vacation will accommodate landscaping and provide additional yard areas for the adjacent properties. The area-of-vacation is located in the Greater North Park Community and is situated in the R1-5,000 Zone. The area-of-vacation totals 1,742 square feet. The vacation will provide adequate acreage to increase the residential entitlement for one of the two adjacent properties. However, density will not be affected at this time, since a discretionary permit would be required in order to develop any additional residential units. The Planning Department has no objections to the proposed vacation. The Greater North Park Planning Committee was informed of this action and voted unanimously to take no position on this vacation proposal. Hawthorn Street was originally 80 feet in width. A previous vacation, in 1956, vacated the southerly 12 feet of Hawthorn Street to its present 68-foot width. The right-of-way is improved with curb and 30-foot paving which terminates 132 feet east of Jacot Lane and serves three fronting properties. The excess right-of-way consists of an 11-foot-wide strip of right-of-way along the north side of Hawthorn Street. Although the proposed future curb-to-property-line distance is 7 feet, surrounding streets have a five-foot curb-to-property-line distance instead of the more usual standard of 10 feet,

therefore, adequate right-of-way for utilities and recently constructed sidewalk will be retained. The vacation area also contains public utilities for which an easement is to be reserved.

FINDINGS: Staff review has indicated that the proposed vacation is consistent with Council Policy 600-15. The right-of-way is no longer required for present or prospective public use and will not detrimentally affect the existing public facility, since the vacation area is excess right-of-way surplus to future public needs and may be summarily vacated. The public benefit includes sidewalk and an increased tax base. The vacation is consistent with the General Plan and the community plan and may be summarily vacated.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A255-B294.)

MOTION BY HARTLEY TO CONTINUE TO MAY 20, 1991 TO RESOLVE ISSUES RAISED BY CONCERNED NEIGHBORS. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-nay, McCarty-yea, Filner-not present, Mayor O'Connor-nay.

\* ITEM-107: (R-91-1713) ADOPTED AS RESOLUTION R-277845

Recognizing the week of May 5 through 11, 1991 as "Municipal Clerks Week" and extending appreciation to the Office of the City Clerk of San Diego and to all municipal clerks for the vital services they perform and their exemplary dedication to the communities they represent.

CITY CLERK SUPPORTING INFORMATION: As endorsed by the International Institute of Municipal Clerks, recognition of Municipal Clerks Week will promote the public's understanding of the functions of the City Clerk's Office. This enhanced understanding will enable the Clerk's Office to better serve the citizens of San Diego.

The Clerk's Office will host an Open House on May 6, from 8:00 a.m. to 7:00 p.m. so that members of the public may tour the staff's work area. Cookies and punch will be available. Notice of the Open House will be publicized through press releases and PSA's.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A217-234.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Wolfsheimer.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-108: (R-91-1791) ADOPTED AS RESOLUTION R-277846

Adopting a Conflict of Interest Code for the Citizens'  
Equal Opportunity Commission.

CITY MANAGER SUPPORTING INFORMATION: The Citizens' Equal  
Opportunity Commission is an eleven-member commission created by  
the City Council in 1983 whose members are appointed by the  
Mayor. The Citizens' Equal Opportunity Commission reviewed this  
Conflict of Interest Code and adopted it at their regularly  
scheduled business meeting on January 8, 1991. The subject  
Conflict of Interest Code is required by California Government  
Code Section 87300 et. seq. and Council Resolution R-275742,  
adopted on May 21, 1990.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A217-234.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Wolfsheimer.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-109: (R-91-1808) ADOPTED AS RESOLUTION R-277847

Excusing Councilmember Ron Roberts from attending the  
Special Council meeting of Friday, April 12, 1991, to  
meet with Mexican officials in Mexico City regarding  
airport issues.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A217-234.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Wolfsheimer.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-110: (R-91-1792) ADOPTED AS RESOLUTION R-277848

Establishing a parking time limit of two hours between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, on the east side of Draper Avenue between Pearl Street and Silver Street; authorizing the installation of the necessary signs and markings; declaring that the regulations shall become effective upon the installation of such signs.

(La Jolla Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: This proposed two-hour time limit zone on Draper Avenue was petitioned by property owners and the La Jolla Library which together represent 87.5 percent of the affected frontage. Recent parking studies of this location determined the average parking occupancy to be 97 percent. The average vehicle was parked for a duration of 3.15 hours. This location is closer to other time limit parking zones which receive a high level of enforcement. This meets the requirements of Council Policy 200-4 for the establishment of a two-hour time limit parking zone. Therefore, this parking restriction is recommended for implementation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A217-234.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-111: (R-91-1762) ADOPTED AS RESOLUTION R-277926

Authorizing the implementation of an Ultra-Low Flush Toilet Rebate Program in conjunction with the San Diego County Water Authority; authorizing the execution of a Memorandum of Understanding with the San Diego County Water Authority, for services needed to implement and administer an Ultra-Low Flush Toilet Rebate Program, together with any necessary modifications or amendments which do not increase the project scope or cost and which the City Manager shall deem necessary in order to carry out the purposes and intent of the project and agreement; authorizing the expenditure of an amount not

to exceed \$670,000 from Water Utilities Operating Fund 41500 for the purpose of providing funds for the above project for an initial contract period of May 1, 1991 through June 30, 1992.

CITY MANAGER SUPPORTING INFORMATION: On December 11, 1990, the City Council adopted the "City of San Diego's Urban Water Management Plan and Conservation Program" (Plan). The Plan includes eight integrated and complementary water conservation programs. An Ultra-Low Flush Toilet Rebate Program is one of the eight programs. This program promotes the voluntary installation of ultra-low flush toilets (which use 1.6 gallons of water or less per flush) by providing cash rebates of up to \$100 per installed toilet. On March 28, 1991, the San Diego County Water Authority's (CWA) Board authorized the implementation of a regional Ultra-Low Flush Toilet Rebate Program effective April 1, 1991. A proposal for matching funds for this program was submitted by the CWA to the Metropolitan Water District (MWD) of Southern California. Additionally, the CWA requested MWD to approve the funding proposal retroactive to April 1, 1991. The MWD Board is expected to take action on these items on April 9, 1991. Over half of the CWA's member agencies are interested in participating in the regional Ultra-Low Flush Toilet Rebate Program. The CWA has issued a Request for Proposals for the consultant services necessary to implement and administer the Program. The City of San Diego will have a representative on the consultant selection panel. A Memorandum of Understanding (MOU) has been developed for signature by the CWA and the member agencies who intend to participate in the regional program. The MOU limits the City's initial contract year expenditures for this Program to \$670,000 for toilets retrofitted by its residential customers.

Aud. Cert. 9100818.

WU-U-91-177.

FILE LOCATION: WATER - San Diego County Water Authority -  
Ultra-Low Flush Toilet Rebate Program  
CONTFY91-1

COUNCIL ACTION: (Tape location: B294-C077.)

MOTION BY WOLFSHEIMER TO APPROVE AND RETURN TO THE CITY MANAGER AND THE CITY ATTORNEY TO RESEARCH THE FEASIBILITY OF A RETROACTIVE REBATE PROGRAM FROM JUNE 1, 1990 FOR INSTALLATION OF ULTRA-LOW FLUSH TOILETS, AND TO ASK MWD TO RECONSIDER REFUNDING MONEY BASED ON SUBSTANTIAL RESERVES WHICH COULD BE USED TO FUND THIS REBATE PROGRAM. Second by Roberts. Passed by the following vote: Wolfsheimer-yea,

Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea,  
Henderson-yea, McCarty-yea, Filner-not present, Mayor  
O'Connor-yea.

\* ITEM-112: (R-91-1804) ADOPTED AS RESOLUTION R-277849

Authorizing the expenditure of an amount not to exceed \$15,480.42 from CDBG Fund 18517, Dept. 5988, Org. 8807, J.O. 118074, City Heights Streets #2 and \$2,849.17 from CDBG Fund 18522, Dept. 5863, Org. 6304, J.O. 118846, Project First Class Alleys, for the purpose of making a contribution to the assessment district for eligible property owners in the improvement of City-Wide Alley Improvement Contract No. 2.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: On September 25, 1990, Council confirmed the assessments for the completed improvements of City-Wide Alley Improvement and Sewer Replacement - Contract No. 2. Under the Federal program where the owner meets HUD income guidelines, the City, using CDBG funds, pays one half of the cost of the alley surface improvements and the property owners pay the other half. However, the City will pay the property owners' half of the cost if the property being assessed is owner-occupied and meets the Federal guidelines for low-moderate family income. This alley group is located in the "targeted" Project First Class area; however, at the time of Council's confirmation hearing of the assessments insufficient CDBG funds did not allow for the City to pay the property owners' half of the alley costs causing some hardship on several of the property owners in the district. Information gained from the eligibility forms show 15 out of 34 property owner-occupants satisfy the residency and income requirements. The amount needed (\$18,329.59) is available in the completed City Heights Streets No. 2 and Project First Class alley projects respectively. These projects have been closed out and the surplus funds are available. It is requested that a total of \$18,329.59 of these funds be transferred to this City-Wide Alley Improvement project with similar low-moderate income subsidizing needs as these closed out projects in order to pay the eligible owners' share of the alley improvements.

Aud. Cert. 9100817.

FILE LOCATION: STRT - D-2278

COUNCIL ACTION: (Tape location: A217-234.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Wolfsheimer.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-113: (R-91-1794) ADOPTED AS RESOLUTION R-277850

Authorizing the expenditure of an amount not to exceed \$65,520 from FY 1991 Park and Recreation Department Brush Management Program Budget, Open Space Division, Department 446, Organization 245, Job Order 044646, for the purpose of paying the San Diego County Probation Department for furnishing probation worker crews to clear brush on City property.  
(Burlingame, Del Cerro, Golden Hills, Kensington, La Jolla, Linda Vista, Mira Mesa, Mission Hills, North Clairemont, Paradise Hills, Rancho Penasquitos, San Carlos, Talmadge, Tierrasanta and University City Community Areas. Districts-1, 2, 3, 4, 5, 6, 7 and 8.)

CITY MANAGER SUPPORTING INFORMATION: The City Council authorized \$391,191 in the FY 1991 Park and Recreation Department budget for clearing brush on Category 1 canyon rim areas throughout the City as identified by the San Diego Fire Department. Of this program total, \$65,520 was identified for utilizing County of San Diego Probation Department crews of 12 or more persons at a daily rate of \$260, as an economically viable element in the total Park and Recreation Department brush removal program. This request is for Council authorization of payments to the County of San Diego, who will bill the City monthly for the labor crews provided for brush clearing on City property during the previous month.

Aud. Cert. 9100812.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A217-234.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Wolfsheimer.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-114: (R-91-1816) ADOPTED AS RESOLUTION R-277851

Modifying the Fiscal Year 1991 Capital Improvement

Program budget by adding CIP-29-773.0, Tourmaline Surfing Park - Comfort Roof Replacement; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$54,300 from CIP-22-075.0, New Mission Bay Restrooms, Phase I, Capital Outlay Fund Other No. 302453, to CIP-29-773.0, Tourmaline Surfing Park - Comfort Station Roof Replacement, and to transfer an amount not to exceed \$54,300 from CIP-22-060.0, Coastal Division Headquarters, Mission Bay Revenue Fund No. 10504, to CIP-22-075.0, New Mission Bay Restrooms, Phase I.

(Pacific Beach Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: Tourmaline Surfing Park is located at the west end of Tourmaline Street in Pacific Beach. The comfort station at this park was completed in January 1964. Today it needs to have the roof structure replaced. The roof is reinforced concrete and the steel reinforcement is corroding. The westerly roof overhang was removed because deterioration due to corrosion made that part of the roof structure prone to failure. The proposed new CIP project will remove the existing roof and replace it. Financing for this project is available from the Capital Outlay Fund financing scheduled for CIP-22-075.0, New Mission Bay Restrooms, Phase I. The funds transferred to the new project can be replaced with an equal amount from Mission Bay Revenue Funds now programmed for CIP-22-060.0, Coastal Division Headquarters. This project is significantly underfunded and may be revised or deleted. Capital Outlay Fund money may be used for the proposed roof structure replacement and Mission Bay Revenue Fund money may be used for new restrooms in Mission Bay Park.

Aud. Cert. 9100620.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A217-234.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-115: (R-91-1795) ADOPTED AS RESOLUTION R-277852

Authorizing the execution of an agreement with JHK & Associates, for professional services necessary to



inventory and evaluate safety lighting and other electrical systems in Balboa Park and provide for their upgrading, together with any amendments or modifications which do not increase the project scope or cost and which the City Manager shall deem necessary in order to carry out the purposes and intent of the project and agreement;

authorizing the expenditure of an amount not to exceed \$191,800 from CIP-21-834.0, Balboa Park Mission Bay Requirements (Capital Outlay Fund/Other No. 302453), for the above project and related costs; authorizing the City Manager to reimburse the costs of this project with tax-exempt bonds or securities, if issued and feasible.

(Balboa Park Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: On September 28, 1988 the City Council approved a change in the Transient Occupancy Tax rate and allocated General Funds in amounts equivalent to the revenue from one percent of the T.O.T. to improvements within Balboa Park. The adopted Balboa Park Master Plan identifies the need for extensive safety and aesthetic lighting throughout the park. This agreement will provide for a complete inventory of the existing lighting and electrical power systems in Balboa Park. The work in this Phase I will also provide the identification of major non-electrical utility corridors that may have an effect on future designs of electrical systems. Another product of this phase will be pedestrian and vehicular traffic pattern studies and recommendations of appropriate safety lighting standards to accommodate them. This deliverable product of Phase I will be a report including drawings and electronically recorded data that will provide a basis for conceptual cost estimates of improvements needed for use in subsequent phases. The consultant will also assist in developing Capital Improvement Project programs for implementation of projects utilizing the guidelines and standards developed.

Aud. Cert. 9100815.

FILE LOCATION: MEET CCONT FY91-1

COUNCIL ACTION: (Tape location: A217-234.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Wolfsheimer.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-116: (R-91-1766) ADOPTED AS RESOLUTION R-277853

Authorizing the execution of an agreement with Roger DeWeese, Inc. and Associates, for professional servies in connection with South Shores Development - Phase II, together with any necessary modifications or amendments which do increase the project scope or cost and which the City Manager shall deem necessary in order to carry out the purpose and intent of this project and agreement; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$2,216,291.78 in CIP-22-024.1, South Shores Development - Phase I, consisting of \$1,867,657.93 from Capital Outlay Fund No. 30245, and \$348,633.85 from Capital Outlay - Other, Fund No. 30243, to CIP-22-024.2, South Shores Development - Phase II; authorizing the expenditure of an amount not to exceed \$319,890, consisting of \$303,788.11 from this Resolution and \$16,101.89 previously authorized by Resolution R-264818, from CIP-22-024.2, South Shores Development - Phase II, Mission Bay Revenue Fund No. 10504, for the above project; authorizing the City Manager to finance or refinance the project with tax exempt securities, if circumstances so warrant.

(Mission Bay Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: On July 13, 1981, the City Council authorized an agreement with Roger DeWeese Inc., and Associates for the professional services required for the preparation of a General Development Plan (GDP) and an Environmental Impact Report (EIR) for the South Shores Area of Mission Bay Park, Resolution R-154612. The agreement was amended five times. The following table shows the date of the amendment, the Resolution number and a brief description of the new scope of work.

	Date	Reso. No.	Scope of Work
1.	08/06/84	R-261319	Modify the GDP and EIR to reflect land use changes.
2.	01/06/86	R-264818	Prepare construction documents and provide construction observation for the Phase I construction contract.
3.	02/17/86	R-267710	Provide a methane gas emissions control plan and a solid waste management plan.
4.	07/20/87	R-268887	Provide a disposal site information report, and EPA registered safety personnel to monitor trash removal and transport.
5.	12/12/88	R-272497	Provide monitoring of landfill gasses

and testing of ground water.

The Phase I project was stopped before the construction was completed. Plans and specifications for a new project, Phase II, must be prepared and the proposed agreement is in lieu of yet another amendment. The agreement provides the professional services needed to modify the Phase I plans and specifications for use on Phase II and the services needed to monitor the construction of the park improvements.

Aud. Cert. 9100803.

FILE LOCATION: MEET CCONT FY91-1

COUNCIL ACTION: (Tape location: A217-234.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Wolfsheimer.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-117: TRAILED TO MAY 7, 1991

Two actions relative to the Joint Powers  
Agreement/Acquisition Agreement for the Clean Water Program:

Subitem-A: (R-91-1653)

Resolution of Intention to obtain reimbursement for  
costs relating to enhancements to the City Wastewater  
System from the proceeds of a tax-exempt financing.

Subitem-B: (R-91-1654)

Creating a California Joint Exercise of Powers Entity,  
the Public Facilities Financing Authority of the City  
of San Diego, in conjunction with the Redevelopment  
Agency of the City of San Diego.

CITY MANAGER SUPPORTING INFORMATION: The Clean Water Program (CWP) was instituted to facilitate the City of San Diego's compliance with the Clean Water Act of 1972 and the State Ocean Plan standards. The overall CWP plan includes expansion of the current Metro I System to provide secondary treatment, water reclamation, and accommodate future increases in wastewater flow. Consideration is given to factors such as public acceptance, cost, and potential environmental impacts. To finance the overall plan, CWP's financial advisors have recommended, based on

tax considerations, the use of a joint powers authority, between The City of San Diego and the Redevelopment Agency of The City of San Diego, to issue tax exempt bonds. It is anticipated that the new authority will issue revenue bonds payable from installment purchase payments made from the City's Sewer Utility Fund. Any and all revenue bond proposals will be subject to specific City Council approval. To accomplish this installment purchase, the acquisition agreement is necessary. It conveys all components of the current Metropolitan Sewerage System and the CWP to the new Authority for a nominal consideration.

FILE LOCATION:           --

COUNCIL ACTION:       (Tape location: C080-213.)

MOTION BY McCARTY TO TRAIL TO MAY 7, 1991 FOR THE AUDITOR'S REVIEW. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

\* ITEM-118:       (R-91-1707)       ADOPTED AS RESOLUTION R-277854

Approving Change Order No. 2, dated January 9, 1991, issued in connection with the contract with Grahovac Construction Company regarding the Chollas Office Remodeling Project, amounting to a net increase in the contract price of \$37,120.93; authorizing the City Auditor to transfer \$33,754.93 within the Water Revenue Fund 41502, from CIP-73-024.0, Annual Allocation Freeway Relocation, to the Water Systems Construction Program (70592), CIP-73-298.0, Chollas Office Reconstruction; and to transfer \$19,366 within the Sewer Revenue Fund 41506, from CIP-43-004.0, Annual Allocation Freeway Relocation, to the Wastewater Systems Construction Program (70492), CIP-46-161.0, Chollas Office Reconstruction, in connection with this project; authorizing the expenditure of \$37,120.93, consisting of \$23,587.93 from CIP-73-298.0 and \$13,533 from CIP-46-161.0, to fund this Change Order; authorizing the expenditure of \$16,000 consisting of \$10,167 from CIP-73-298.0 and \$5,833 from CIP-46-161.0, to compensate for construction contract support by City Forces resulting from Change Order No. 2; authorizing the City Manager to finance or refinance this project with tax exempt securities, if circumstances so warrant.

(Mid-City Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: This construction contract provides for renovation of the existing office space for the Systems Division of the Water Utilities Department at the Chollas Operation Station (2797 Caminito Chollas) to comply with current building codes and to accommodate additional staff. The original contract required the contractor to remove and reconstruct portions of the existing heating, ventilating and air-conditioning (HVAC) system. During construction it was determined that the actual conditions in the building differed from the City's existing record drawings which were used to design the new system. As a result, extra mechanical work was required to ensure compatibility of the new system with the existing system. Additionally, it was discovered that the existing electric heaters had reached their design life and needed to be replaced with more efficient gas-fired heaters. Installation of the new heaters will result in reduced energy and maintenance costs to the City. The necessary changes to the existing HVAC system not identified in the original construction contract and subsequent extension of contract time to complete the project required additional construction contract support from the Water Utilities, General Services and Engineering and Development Departments to ensure completion and acceptance of the project.

Aud. Cert. 9100804.

WU-U-91-175.

FILE LOCATION: CONT-Grahovac Construction Company CONT  
FY91-1

COUNCIL ACTION: (Tape location: A217-234.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Wolfsheimer.  
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-200: (R-91-1729) ADOPTED AS RESOLUTION R-277855

(Continued from the meeting of April 22, 1991, Item  
133, at Councilmember Wolfsheimer's request, to allow  
the Community Planning Group to discuss the item on  
their 5/1/91 agenda.)

Authorizing the execution of a five-year Right-of-Entry Permit with Woodcrest Development, Inc. for the installation of subdivision directional signs upon City-owned open space property located within Penasquitos Park View Estates, at a monthly rental of \$1,971, subject to annual C.P.I. adjustments.

(Rancho Penasquitos Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: In 1987, the City Council approved Genstar Development Inc.'s subdivision map for Penasquitos Park View Estates Unit No. 8. Approval of the 139.5-acre subdivision map created 198 single family residential lots and one 10-acre lot designated as a school site; one 6-acre lot designated as the site for the Penasquitos Creek Neighborhood Park, and four lots designated as open space which were granted to the City. Woodcrest Development Inc., the current owner and developer of Unit No. 8, wishes to utilize portions of two of the open space lots for the installation of subdivision directional signs to direct potential home buyers to various residential development projects in the area. The property is encumbered with an open space easement and the City Attorney's Office opined that such use is inconsistent with the easement. However, the City Council may authorize execution of the agreement permitting this use of City-owned property. The monthly rental rate for the permit was established by utilizing the Property Department's sign permit pricing schedule, which considers:

- Size of the sign
- Anticipated traffic levels
- Number of subdivisions advertised

The proposed signs are approximately 8' x 10' in size, similar in design to those currently in place throughout the community and must conform to guidelines administered by the City's Sign Permit Services Division. Also, the City will receive a fair rental on the property; therefore, the City Manager recommends approval of the permit.

FILE LOCATION: LEAS-Woodcrest Development, Inc. LEAS FY91-1

COUNCIL ACTION: (Tape location: C213-D102.)

Motion by Wolfsheimer to approve signs 1 and 2 on condition the fees and fines are paid from past violations. Sign 3 shall be reduced in size to comply with the law, subject to Council approval after the sign is reduced. Second by Roberts. No vote.

Motion by Wolfsheimer to continue until the issue of fees and fines owed by Woodcrest Development is resolved. Second

by McCarty. Motion failed: 1,3-yea; 2,4,5,6,7,M-nay; 8-not present.

MOTION BY HENDERSON TO ADOPT SUBJECT TO A ONE-YEAR REVIEW FOR COMPLIANCE WITH THE PERMIT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-201: (R-91-1817) ADOPTED AS RESOLUTION R-277856

Council confirmation of the following reappointments by the Mayor to serve as members of the Board of Appeals and Advisors (Buildings), for terms ending March 1, 1993:

(See memorandum from Mayor O'Connor dated 4/23/91.)

Berenice M. Bernard  
Haley L. Hodnett  
Richard L. Miller (Technology)  
David Merrick

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A217-234.)

MOTION BY PRATT TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-202: (R-91-1818 Rev.1) ADOPTED AS RESOLUTION R-277857

Council confirmation of the following reappointments by the Mayor to serve as members of the Board of Library Commissioners for terms ending March 1, 1993:  
(See memorandum from Mayor O'Connor dated 4/23/91.)

Judith M. Copeland  
Rosalia Salinas  
E. Percil Stanford

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D470-483.)

MOTION BY ROBERTS TO APPROVE THE MAYOR'S RECOMMENDATION TO CONFIRM THE APPOINTMENTS TO THE LIBRARY COMMISSION FOR JUDITH M. COPELAND AND ROSALIA SALINAS, AND REFER E. PERCIL SANFORD'S NAME BACK TO THE MAYOR'S OFFICE SINCE HE IS NOW ON THE HOUSING COMMISSION WHICH IS AN AREA OF HIS EXPERTISE. THE MAYOR WILL FIND A QUALIFIED REPLACEMENT. Second by Pratt. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-203: (R-91-1820) ADOPTED AS RESOLUTION R-277858

Council confirmation of the appointment by the Mayor of Akira Omori, to serve as a member of the Waste Management Advisory Board, for a term ending October 1, 1992, to replace David Tamayo, who has resigned.

(See memorandum from Mayor O'Connor dated 4/23/91 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A217-234.)

MOTION BY PRATT TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-204: (R-91-1819) ADOPTED AS RESOLUTION R-277859

Council confirmation the following appointments and reappointments by the Mayor, to serve as members of the Board of Zoning Appeals, for terms as indicated:

(See memorandum from Mayor O'Connor dated 4/23/91.)

Naomi Zimmerman (Reappointment.)	Term Ends March 1, 1993
Frances M. Ugoretz (Chair) (Reappointment.)	March 1, 1993
Janice P. Brown	March 1, 1993



(To replace Edwin K. Hom,  
whose term has expired.)

Theresa R. Castagento                      March 1, 1992  
(To replace Janice P. Brown  
as Alternate to the Board,  
for remainder of the term.)

FILE LOCATION:              MEET

COUNCIL ACTION:            (Tape location: A217-234.)

MOTION BY PRATT TO ADOPT. Second by Wolfsheimer. Passed by  
the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S400:    (R-91-1849)        ADOPTED AS RESOLUTION R-277838

Proclaiming May 1991 through May 1992 to be the "Year  
of the Cup" in San Diego and inviting all residents of  
San Diego to warmly welcome our visiting guests from  
throughout our country and around the world, and in  
particular, the America's Cup teams from a record  
eleven nations.

FILE LOCATION:              MEET

COUNCIL ACTION:            (Tape location: A217-234.)

MOTION BY PRATT TO ADOPT. Second by Wolfsheimer. Passed by  
the following vote: Wolfsheimer-yea, Roberts-yea,  
Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S401:    (R-91-1765)        ADOPTED AS RESOLUTION R-277860

(Continued from the meeting of April 29, 1991, Item  
114, at the City Manager's request, to allow the  
grantors to be present.)

Authorizing the City Manager to accept a \$4,700 grant  
from the Factory Mutual System Arson Fund for the  
purpose of purchasing a computer system for the Metro  
Arson Strike Team.

CITY MANAGER SUPPORTING INFORMATION: The San Diego Fire Department has been offered a \$4,700 grant from the Factory Mutual System Arson Fund for the purchase of an automated arson information management system for the Metro Arson Strike Team (M.A.S.T.) The Metro Arson Strike Team was organized in 1980 to combat arson in the City of San Diego. A joint force of San Diego Police and Fire Department personnel, the team has achieved a 40 percent arrest rate, a 98 percent conviction rate, and a 99 percent cause determination rate for the crime of arson. Two Fire investigators, on 24-hour duty, work toward determining the origin and cause of suspicious fires. Police detectives conduct follow-up investigations and respond after-hours to major incidents. However, these efforts have not eradicated the growing problem of juvenile fire-setters within the city. To this end, M.A.S.T. and the Fire Department Community Education Office participate in a juvenile intervention program. Through this program, juvenile fire-setters are identified, interviewed and referred to psychiatric counseling. Currently, coordinating these activities between the two divisions requires time-consuming manual fire searches. A computerized system will provide investigators with a ready-reference, automated search tool for the immediate identification and tracking of juveniles in the program.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D102-130.)

MOTION BY PRATT TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S402:

(Trailed as Unfinished Business from the meeting of Tuesday, March 19, 1991, Item 336; Continued from the meetings of March 25, 1991, Item S401, April 9, 1991, Item 334, April 16, 1991, Item S500, and April 30, 1991, Item 337; last continued at Councilmember Wolfsheimer's request, to allow the City Manager to complete the paperwork.)

Request to rezone approximately 1.28-acres from Zone A-1-10 to Zone R-1-5000/SL (Small Lot Overlay Zone) and for a 12-lot subdivision (Russet Leaf Lane West) at a site located on the west side of Russet Leaf Lane between Entreken Way and Calderon Road, in the

Penasquitos East Community Plan area. The subject property is further described as Parcel 6 of Parcel Map PM-14576.

(Case and TM-90-0443. District-1.)

Subitem-A: (R-91-1190) ADOPTED AS RESOLUTION R-277861

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-90-0443 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-91-119) INTRODUCED, TO BE ADOPTED MAY 20, 1991

Introduction of an Ordinance for R1-5000/SL Zoning.

Subitem-C: (R-91-1931) ADOPTED AS RESOLUTION R-277862, GRANTING MAP

Adoption of a Resolution granting or denying the map, with appropriate findings to support Council action.

FILE LOCATION: Subitem-A: ZONE ORD. NO.; Subitem-B: --;  
Subitem-C: SUBD-Russet Leaf Lane West

COUNCIL ACTION: (Tape location: D130-463.)

MOTION BY HENDERSON TO ADOPT, GRANTING THE MAP WITH APPROPRIATE FINDINGS, SUBJECT TO THE FOLLOWING: 1) DELETE CONDITION 13; 2) GRANTING OF THE MAP IS SUBJECT TO COMPLIANCE WITH ALL CONDITIONS OF THE TENTATIVE MAP; 3) DEDICATION OF THE 12 ACRES; and 4) THE DEVELOPER SHALL AGREE TO COMPLY WITH AN ORDINANCE THAT REQUIRES THE INSTALLATION OF RETROFITTING DEVICES FOR WATER CONSERVATION. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S403: (R-91-1865) CONTINUED TO MAY 20, 1991

Establishing the San Diego Abandoned Vehicle Abatement Service Authority in San Diego County, pursuant to

Section 22710 of the California Vehicle Code; imposing a \$1.00 vehicle registration fee in San Diego County, pursuant to California Vehicle Code Section 22710; declaring that the Board of Directors of the San Diego Service Authority for Freeway Emergencies shall constitute the members of the Board of Directors of the San Diego Abandoned Vehicle Abatement Service Authority.

FILE LOCATION:           --

COUNCIL ACTION:       (Tape location: A046-156.)

MOTION BY FILNER TO CONTINUE TO MAY 20, 1991 FOR FURTHER DISCUSSIONS WITH THE COUNTY TO ENSURE THAT THERE WILL BE FAIR AND EQUITABLE DISTRIBUTION OF THE DOLLAR SURCHARGE BEFORE COUNCIL MAKES A RECOMMENDATION. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S404:

Five actions relative to filling vacancies on the Council Standing Committees, Housing Commission, and other organizations:

(See Committee Consultant Analysis RULES-91-1.)

Subitem-A:           (R-91-1842)       ADOPTED AS RESOLUTION R-277863

Accepting the Amended Appointment Order of the Rules Committee as it relates to the appointment of Councilmember Tom Behr to the Public Services and Safety Committee and the Transportation and Land Use Committee for the term ending December 1, 1991, to replace Linda Bernhardt, who was recalled.

Subitem-B:           (R-91-1866 Rev.1)   ADOPTED AS RESOLUTION  
R-277864

Amending Resolution R-277010, dated December 10, 1990, to appoint Councilmember Tom Behr as Council representative and Council liaison to listed organizations, replacing Linda Bernhardt, who was recalled:

1. ADAPT BOARD OF DIRECTORS  
John Hartley - representative
2. ARJIS BOARD OF DIRECTORS  
Tom Behr - representative  
Wes Pratt - alternate
3. BEACH EROSION TASK FORCE  
Abbe Wolfsheimer - representative
4. CITIES ADVISORY COMMITTEE TO LAFCO  
Judy McCarty - representative
5. COMMITTEE ON CITY-COUNTY WATER RE-USE  
Judy McCarty - representative  
Bob Filner - alternate
6. ECONOMIC DEVELOPMENT CORPORATION  
Ron Roberts - representative  
Wes Pratt - alternate
7. CRUISE SHIP CONSORTIUM  
Bruce Henderson - representative
8. INTERJURISDICTIONAL TASK FORCE POLICY  
COMMITTEE ON UNITED ENTERPRISES  
Bob Filner - representative
9. LOCAL AGENCY FORMATION COMMISSION (LAFCO)  
Abbe Wolfsheimer - representative  
Bruce Henderson - alternate
10. LOS PENASQUITOS REGIONAL PARK TASK FORCE  
Abbe Wolfsheimer - representative  
Bruce Henderson - representative
11. METROPOLITAN TRANSIT DEVELOPMENT BOARD  
Maureen O'Connor - representative; Bruce Henderson  
- alternate  
Tom Behr - representative; Bob Filner - alternate  
Wes Pratt - representative; John Hartley - alternate  
Ron Roberts - representative and Executive Board;  
Judy McCarty - alternate
12. MISSION BAY QUALITY TASK FORCE  
Ron Roberts - representative
13. MISSION TRAILS REGIONAL PARK TASK FORCE  
Bruce Henderson - representative  
Judy McCarty - representative
14. PALM CITY SANITATION DISTRICT  
Maureen O'Connor - representative  
Bob Filner - alternate
15. PARK AND RECREATION BOARD  
Wes Pratt - representative
16. PLANETARIUM AUTHORITY GOVERNING BOARD  
Judy McCarty - representative  
Bob Filner - alternate
17. PLANNING COMMISSION  
Maureen O'Connor - representative
18. PORT COMMISSION  
Maureen O'Connor - representative

Ron Roberts - alternate  
19. PROJECT FIRST CLASS  
Wes Pratt - representative  
20. REGIONAL AIRPORT GROUP  
Ron Roberts - representative  
21. REGIONAL EMPLOYMENT AND TRAINING CONSORTIUM  
Maureen O'Connor - representative  
Wes Pratt - representative  
Bob Filner - alternate  
Ron Roberts - alternate  
22. REINVESTMENT TASK FORCE  
Bob Filner - representative  
23. ROUTE 56 CITIZENS ADVISORY BOARD  
Abbe Wolfsheimer - representative  
24. SAN DIEGO TROLLEY ADVISORY BOARD  
Abbe Wolfsheimer - representative  
John Hartley - representative  
Judy McCarty - representative  
Bob Filner - representative  
25. SAN DIEGO COUNTY REGIONAL JUSTICE FACILITY  
FINANCING AGENCY, BOARD OF DIRECTORS  
Wes Pratt - representative  
Ron Roberts - alternate  
26. SAN DIEGUITO RIVER VALLEY REGIONAL OPEN  
SPACE PARK JOINT POWERS AUTHORITY  
Abbe Wolfsheimer - representative; Tom Behr  
- alternate  
Ron Roberts - representative; Wes Pratt - alternate  
27. SENIOR CITIZEN ADVISORY BOARD  
John Hartley - representative  
Bob Filner - alternate  
28. SERVICE AUTHORITY FOR FREEWAY EMERGENCIES (SAFE)  
Tom Behr - representative  
Ron Roberts - representative  
29. SMALL BUSINESS ADVISORY BOARD  
Wes Pratt - representative  
30. SOUTHEAST ECONOMIC DEVELOPMENT CORPORATION  
Wes Pratt - representative  
31. STADIUM AUTHORITY GOVERNING BOARD  
Tom Behr - representative  
John Hartley - alternate  
32. SANDAG BAY ROUTE BIKEWAY POLICY COMMITTEE  
Bob Filner - representative  
33. SANDAG BOARD  
Judy McCarty - representative  
Tom Behr - alternate  
34. SANDAG SOUTHERN CALIFORNIA HAZARDOUS  
WASTE MANAGEMENT AUTHORITY  
Judy McCarty - representative  
Bob Filner - alternate

35. SANDAG AVIATION POLICY ADVISORY COMMITTEE  
Maureen O'Connor - representative;  
Tom Behr - alternate  
Ron Roberts - representative; Bob Filner - alternate  
36. SANDAG COMMUTER RAIL ADVISORY COMMITTEE  
Tom Behr - representative  
37. SANDAG MID-COUNTY TRANSPORTATION STUDY  
Bruce Henderson - representative  
Abbe Wolfsheimer - representative  
38. SANDAG REGIONAL TRANSPORTATION DEMAND  
MANAGEMENT ADVISORY COMMITTEE  
Judy McCarty - representative  
Abbe Wolfsheimer - representative  
39. SANDAG TRANSPORTATION SALES TAX  
HIGHWAY SUBCOMMITTEE  
Judy McCarty - representative  
40. SANDAG OUTER CONTINENTAL SHELF TASK FORCE  
Judy McCarty - representative  
41. SANDAG SHORELINE EROSION ADVISORY COMMITTEE  
Abbe Wolfsheimer - representative  
42. SANDAG CRIMINAL JUSTICE  
John Hartley - representative  
43. TECOLOTE CANYON NATURAL PARK TASK FORCE  
Tom Behr - representative  
Bruce Henderson - representative

Subitem-C: (R-91-1872) ADOPTED AS RESOLUTION R-277865

Appointing Mayor Maureen O'Connor as Chairperson of the San Diego Housing Commission for a term ending December 1, 1991, to replace Linda Bernhardt.

Subitem-D: (O-91-166) INTRODUCED, TO BE ADOPTED MAY 20, 1991

Introduction of an Ordinance amending Chapter II, Article 2, Division 1, of the San Diego Municipal Code by amending Section 22.0101, entitled "Permanent Rules of the Council" by amending Rule 18 relating to the "Committee on Rules, Legislation and Intergovernmental Relations," to decrease the composition of the Rules Committee from six to five members, by deleting the chair of the Housing Commission, and establishing a quorum requirement of three members.

Subitem-E: (R-91-1875) ADOPTED AS RESOLUTION R-277866

Establishing Temporary Rule 18.1, pursuant to San Diego Municipal Code Section 22.0101, Rule 31, (Permanent Rules of Council), entitled "Temporary Rules," which

shall be in full force and effect until Permanent Rule 18 is amended by Council Ordinance.

Declaring that, pursuant to Rule 31, such Temporary Rule 18.1 shall be in full force and effect until Permanent Rule 18 is amended by Council Ordinance.

COMMITTEE ACTION: Initiated by RULES on 5/1/91.  
Recommendation to approve the Mayor's recommendations to appoint Councilmember Tom Behr as a member of the PS&S and T&LU Committees, and as a Council representative or alternate to various organizations. Also approving the Mayor's recommendation that she be appointed as chairperson of the Housing Commission. Districts 1, 4, 7 and Mayor voted yea. District 8 not present.

FILE LOCATION: Subitems-A,B,C,E: MEET; Subitem-D: --

COUNCIL ACTION: (Tape location: D483-E016.)

MOTION BY HENDERSON TO ADOPT WITH THE FOLLOWING AMENDMENTS:

1. #10 - LOS PENASQUITOS REGIONAL PARK TASK FORCE - TOM BEHR WILL REPLACE BRUCE HENDERSON AS REPRESENTATIVE, EFFECTIVE IN TWO MONTHS.
2. #26 - SAN DIEGUITO RIVER REGIONAL OPEN SPACE PARK JOINT POWERS AUTHORITY - WES PRATT WILL REPLACE TOM BEHR AS ALTERNATE TO ABBE WOLFSHEIMER; TOM BEHR WILL REPLACE WES PRATT AS ALTERNATE TO RON ROBERTS, EFFECTIVE IMMEDIATELY.
3. #31 - STADIUM AUTHORITY GOVERNING BOARD - BRUCE HENDERSON WILL REPLACE TOM BEHR AS REPRESENTATIVE, EFFECTIVE IMMEDIATELY.
4. #37 - SANDAG MID-COUNTY TRANSPORTATION STUDY - TOM BEHR WILL REPLACE BRUCE HENDERSON AS REPRESENTATIVE, EFFECTIVE IMMEDIATELY.

Second by Behr. Passed by the following vote:  
Wolfsheimer-not present, Roberts-yea, Hartley-yea,  
Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S405: (R-91-1876) ADOPTED AS RESOLUTION R-277867

Council confirmation of the appointment by the Mayor of E. Percil Stanford, to serve as a member of the San Diego Housing Commission, for a term ending December 2, 1994, to fill the vacancy caused by the resignation of Councilmember John Hartley.



FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A217-234.)

MOTION BY PRATT TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

ITEM-CC-1:

Council Member McCarty introduced visitors from Equador as part of an international visitor program.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A204-271.)

PUBLIC COMMENT:

ITEM-PC-1: REFERRED TO THE CITY MANAGER

Comments by Ann Strodman regarding problems with the City Treasurer's office regarding a debt owed on a claim and her effort to make a payment schedule.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: E020-034.)

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 5:00 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: E042.)